
AGENCY OVERVIEW**316 Indian Affairs Commission**

Date: 12/23/2014**Time:** 12:40:43**Statutory Authority**

North Dakota Century Code Sections 54-36-03 to 54-36-09.

Agency Description

The North Dakota Indian Affairs Commission is the liaison between the executive branch and the tribal nations of North Dakota. Duties include coordination and mediation service with tribal nations and the state and its agencies regarding interagency communication, protocol, and jurisdictional issues. Additionally, the agency works with tribal governments, their people and communities to enhance capacity in working with the state.

The agency also is responsible for the maintenance and publication of several documents, including but not limited to the, Statewide Directory of American Indian Resources, and historical and contemporary information and research about North Dakota's American Indian citizens. These materials are available in print and for download on the website.

Agency Mission Statement

The Indian affairs commission shall have the power to assist and to mobilize the support of state and federal agencies in assisting Indian individuals and groups in ND, especially the five tribal councils, as they seek to develop their own goals, project plans for achieving those goals, and implement those plans. The Commission's duties are:

- To investigate any phase of Indian affairs and to assemble and make available the facts needed by tribal, state, and federal agencies to work effectively together.
- To assist tribal, state, and federal agencies in developing programs whereby Indian citizens may achieve more adequate standards of living.
- To assist tribal groups in developing increasingly effective institutions of self-government.
- To work for greater understanding and improved relationships between Indians and non-Indians.
- To seek increased participation by Indian citizens in local and state affairs.
- To confer with and coordinate officials and agencies of other governmental units and congressional committees with regard to Indian needs and goals.
- To encourage and propose agreements and accords between federal, state, and local agencies and the several tribal governments, and, pursuant to chapter 54-40.2, to assist in monitoring and negotiating agreements and accords when asked by an affected tribe.

Agency Performance Measures

The performance of the North Dakota Indian Affairs Commission is premised upon the goals\pillars of the Governor and those priority issues articulated by tribal leaders. The efficacy of the North Dakota Indian Affairs Commission Offices' efforts and its projects are conducted through monthly correspondence with the Governor's staff-liaison designee, as well as summative reviews as reported to the Governor in cabinet reports and ND tribal leaders through quarterly Commission meetings. Most of the Commission staff work is based on either legislation, statutorily mandated involvement (representation on the Tribal-State Relations Interim legislative Committee for example), state regulatory requirements, or legislation, e.g. Preparation for First Nations Day, specific requests made in Commission meetings; or issues arising out of State Agency or tribal requests.

In 2006, the North Dakota Indian Affairs Commission engaged in a Strategic Planning Process. The goals and objectives are in the developmental stages, and will be subject to change and dependent upon the approval by the Commission. Based on the North Dakota Indian Affairs Commissions' overall Strategic Plan the proposed 2009-11 performance measures are as follows:

1. Develop and Implement a written public relations campaign\plan to create a greater role and clarify its responsibilities, create an awareness of the needs and issues of American Indians in North Dakota; to celebrate the accomplishments of Indian individuals, programs and projects.
2. Gather and facilitate the dissemination of data and statistics and research issues, concerns, and needs that pertain to the American Indian population in the North Dakota.

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3. Facilitate a collaborative relationship between and among private, state/federal agencies and tribal communities as it relates to legislation, education, roads, corrections, state parks, housing, taxation, gaming, commerce, game and fish, social and health needs.
4. Advocate for the design, development and implementation of Tribal initiatives that may include but not limited to water issues, gaming, education, taxes, social and health needs, corrections, state parks, road systems, and housing.
5. Develop a six-year strategic plan in clarifying and narrowing down all areas of on-going projects. Providing long term direction and protocols for achieving successful projects and a format for new ones.

Major Accomplishments

1. Established and completed the 2010, 2011 and 2012 ND Indian Youth Leadership Academy. Forty high school students from across North Dakota participated in a five-day leadership camp. During the camp, nationally known native American speakers came and provided sessions on wellness, spirituality, leadership, career development, values and culture.
2. Reorganized the American Indian Business Development Office with the ND Department of Commerce. Completed inventory of all native American owned businesses in North Dakota. Developed the new Indian Business Alliance of North Dakota and hosted Tribal Economic Summits/Conference.
3. Continued creating partnerships and memorandums of agreements and understanding between tribal entities and non-tribal entities.
4. Continued building and fostering working relations between state government agencies and tribal agencies.
5. Updated the Resource Information Guide (formerly called the Indian Affairs Directory) that became available in the fall of 2009. The NDIAC Resource Information Guide can be viewed on the NDIAC website. This guide will be updated every tribal election.
6. Established and continued to co-chair the ND Indian Education Advisory Committee in partnership with ND Department of Instruction, and continued to work directly with all ND Tribal Colleges and the ND University Systems.

Future Critical Issues

American Indians within the state are the only naturally growing segment of the population. This growth is having an increased impact on infrastructure, oil-energy development, schools and human services in North Dakota. A state-embraced and formalized structure to address these increasingly complex issues is imperative to the future of North Dakota. While the issues confronting state-tribe relations are increasingly more complex, the ability for the NDIAC to singularly respond to these issues is increasingly more challenging. Until the authorization of one FTE (American Indian Education Program Administrator), the staffing of the Commission office has remained unchanged since its inception. The small NDIAC staff is inadequate compared to other agencies having similar functions and responsibilities. The Commission staff, at times, is limited in its capacity to address issues beyond basic information sharing, networking and coordination functions. From an administrative leadership standpoint, the ability to provide focused and sustained support is challenging but is being performed at a much higher level than in previous years. The Executive Director spends 85.0 percent of his time in meetings between state and tribal committees, boards and on travel throughout North Dakota.

REQUEST SUMMARY**316 Indian Affairs Commission**
Biennium: 2015-2017**Bill#: HB1005****Date:** 12/23/2014**Time:** 12:40:43

Description	Expenditures 2011-2013 Biennium	Present Budget 2013-2015	Budget Request Change	Requested Budget 2015-2017 Biennium	Optional Budget Request
By Major Program					
Indian Affairs Administration	794,310	1,027,558	112,820	1,140,378	26,775
Total Major Program	794,310	1,027,558	112,820	1,140,378	26,775
By Line Item					
Salaries and Wages	584,922	852,869	28,078	880,947	0
Accrued Leave Payments	0	8,421	(8,421)	0	0
Operating Expenses	209,388	166,268	93,163	259,431	26,775
Total Line Items	794,310	1,027,558	112,820	1,140,378	26,775
By Funding Source					
General Fund	794,310	1,027,558	112,820	1,140,378	26,775
Federal Funds					
Special Funds					
Total Funding Source	794,310	1,027,558	112,820	1,140,378	26,775
Total FTE	4.00	5.00	0.00	5.00	0.00

REQUEST DETAIL

316 Indian Affairs Commission
Biennium: 2015-2017

Bill#: HB1005

Date: 12/23/2014

Time: 12:40:43

Description	Expenditures 2011-2013 Biennium	Present Budget 2013-2015	Budget Request Change	Requested Budget 2015-2017 Biennium	Optional Budget Request
Salaries and Wages					
Salaries - Permanent	418,629	598,325	30,442	628,767	0
Temporary Salaries	6,936	7,000	0	7,000	0
Overtime	89	0	0	0	0
Fringe Benefits	159,268	247,544	(2,364)	245,180	0
Total	584,922	852,869	28,078	880,947	0
Salaries and Wages					
General Fund	584,922	852,869	28,078	880,947	0
Federal Funds	0	0	0	0	0
Special Funds	0	0	0	0	0
Total	584,922	852,869	28,078	880,947	0
Accrued Leave Payments					
Salaries - Permanent	0	6,033	(6,033)	0	0
Fringe Benefits	0	2,388	(2,388)	0	0
Total	0	8,421	(8,421)	0	0
Accrued Leave Payments					
General Fund	0	8,421	(8,421)	0	0
Federal Funds	0	0	0	0	0
Special Funds	0	0	0	0	0
Total	0	8,421	(8,421)	0	0
Operating Expenses					
Travel	36,040	48,529	0	48,529	3,000
Supplies - IT Software	200	1,200	0	1,200	0
Supply/Material-Professional	4,654	470	0	470	0
Food and Clothing	1,444	8,105	0	8,105	0
Miscellaneous Supplies	17,154	9,467	0	9,467	0
Office Supplies	12,730	7,390	0	7,390	0
Postage	890	779	0	779	0
Printing	1,796	2,976	0	2,976	0
IT Equip Under \$5,000	2,199	5,974	0	5,974	0
Other Equip Under \$5,000	1,729	331	0	331	0
Office Equip & Furn Supplies	7,610	3,030	0	3,030	0
Insurance	969	1,088	0	1,088	0
Rentals/Leases - Bldg/Land	3,720	6,634	0	6,634	0
IT - Data Processing	8,985	11,000	0	11,000	21,775

REQUEST DETAIL

316 Indian Affairs Commission
Biennium: 2015-2017

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Description	Expenditures 2011-2013 Biennium	Present Budget 2013-2015	Budget Request Change	Requested Budget 2015-2017 Biennium	Optional Budget Request
IT - Communications	9,126	17,951	0	17,951	0
IT Contractual Srvcs and Rprs	1,675	880	0	880	0
Professional Development	17,271	23,107	(6,837)	16,270	2,000
Operating Fees and Services	8,829	121	0	121	0
Fees - Professional Services	72,367	17,236	100,000	117,236	0
Total	209,388	166,268	93,163	259,431	26,775
Operating Expenses					
General Fund	209,388	166,268	93,163	259,431	26,775
Federal Funds	0	0	0	0	0
Special Funds	0	0	0	0	0
Total	209,388	166,268	93,163	259,431	26,775
Funding Sources					
General Fund	794,310	1,027,558	112,820	1,140,378	26,775
Federal Funds	0	0	0	0	0
Special Funds	0	0	0	0	0
Total Funding Sources	794,310	1,027,558	112,820	1,140,378	26,775

CHANGE PACKAGE SUMMARY

316 Indian Affairs Commission
 Biennium: 2015-2017

Bill#: HB1005

Date: 12/23/2014

Time: 12:40:43

Description	Priority	FTE	General Fund	Federal Funds	Special Funds	Total Funds
<u>Base Budget Changes</u>						
Ongoing Budget Changes						
A-A 1 General Operations		0.00	(6,837)	0	0	(6,837)
A-A 2 American Business Office		0.00	100,000	0	0	100,000
Base Payroll Change		0.00	19,657	0	0	19,657
Total Ongoing Budget Changes		0.00	112,820	0	0	112,820
Total Base Budget Changes		0.00	112,820	0	0	112,820
<u>Optional Budget Changes</u>						
One Time Optional Changes						
A-D 5 Desktop Services One time Hardware Cost	2	0.00	9,775	0	0	9,775
Total One Time Optional Changes		0.00	9,775	0	0	9,775
Ongoing Optional Changes						
A-C 3 Increased Operating Costs	1	0.00	5,000	0	0	5,000
A-C 4 Desktop Services	2	0.00	12,000	0	0	12,000
Total Ongoing Optional Changes		0.00	17,000	0	0	17,000
Total Optional Budget Changes		0.00	26,775	0	0	26,775

BUDGET CHANGES NARRATIVE**316 Indian Affairs Commission****Bill#: HB1005****Date:** 12/23/2014**Time:** 12:40:43

Change Group: A	Change Type: A	Change No: 1	Priority:
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General Operations

Reduced Professional Development in order to meet base budget limit.

Change Group: A	Change Type: A	Change No: 2	Priority:
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American Business Office

The American Indian Business Development Office contract appropriation is being moved from the Department of Commerce to the Indian Affairs Commission.

For the past 4 years, the North Dakota Indian Affairs Commission (NDIAC) has been a strong partner with the ND Dept. of Commerce. Both offices have been able to elevate the American Indian Business Development Office to another level. We all agree that a Full Time Employee is NOT needed. We have contracted this out for the past 10+ years in the sum of 100K.

Through the leadership of the Executive Director of NDIAC we now have been able to concentrate of identify native owned businesses that exist within North Dakota. We also have now been able to provide technical assistance for native owned start up businesses and also growing those well established private native owned businesses. We also have now established the first ever North Dakota Indian Business Alliance, which members are private native owned businesses.

It only makes common sense to do an in-house transfer of the American Indian Business Development Office to the ND Indian Affairs Commission.

Change Group: A	Change Type: C	Change No: 3	Priority: 1
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Increased Operating Costs

Travel Increase

The foundation of my office is relationships between our state and tribal governments. To fulfill that, travel and having face to face meetings is required. Having face to face meetings give tribes more trust and in working together. Keep in mind that the numerous issues our tribe and state face together requires meetings and followup. The focus of our office is in four areas. Education systems, Judicial systems, Health Care systems and Economic Development-Business-Jobs systems. Our office is very busy and requires consistent communication and meetings. We respectfully request additional 3,000.

Education-Professional Development

The key to good jobs, quality of life is education. This past year our office partnered with the ND Department of Public Instruction to hold the first ever Indian Education Summit held at the Capitol. Key public, tribal and local educators gather at the summit for planning, strategize, network in the betterment of making AYP, curriculum, retention and graduation rates.

The increase of 2,000 will assist in sponsoring annual Indian Education Summit.

Change Group: A	Change Type: C	Change No: 4	Priority: 2
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Desktop Services

BUDGET CHANGES NARRATIVE**316 Indian Affairs Commission****Bill#: HB1005****Date:** 12/23/2014**Time:** 12:40:43

The ongoing cost for Desktop Services from ITD is \$100 per month per FTE for standard desktop pcs = \$12,000. The Indian Affairs Commission does not have anyone within the agency dedicated to IT support. With the small staff size, it would make sense to have ITD handle the desktop services to include purchase of hardware and software.

Change Group: A	Change Type: D	Change No: 5	Priority: 2
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Desktop Services One time Hardware Cost

The cost to purchase desktop services from ITD for standard desktops is an initial install fee of \$1,955 per FTE = \$9,775

Change Group: R	Change Type: A	Change No: 1	Priority:
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Increased Operating Costs

Increases operating with \$5000 from the general fund which includes \$3000 funding to continue to travel to meetings with the tribes on numerous issues and \$2000 to assist with the annual Indian Education Summit

Change Group: R	Change Type: A	Change No: 2	Priority:
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Desktop Services

Provides \$13,955 for desktop services and replacement of hardware and software.

Change Group: R	Change Type: A	Change No: 100	Priority:
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Executive Compensation Package Adjustment

This budget change provides funding for recommended 2015-17 compensation adjustments.

Change Group: R	Change Type: B	Change No: 1	Priority:
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Desktop Services One time Hardware Cost

Provides \$13,955 for desktop services and replacement of hardware and software.